

Commonwealth of Massachusetts
Department of Telecommunications and Energy

_____)	
Petition of NSTAR Electric)	
for Approval of a New Renewable)	D.T.E. 03-100
Power Supply Offering)	
_____)	

**Amended Petition of
Constellation NewEnergy, Inc.
for Leave to Participate**

Pursuant to 220 CMR § 1.03 Constellation NewEnergy, Inc. (“Constellation”) hereby amends its Petition to Intervene and petitions the Department of Telecommunications and Energy (the “Department”) for leave to participate.

In support of this petition, Constellation states as follows:

1. Constellation is a competitive retail electric supplier, licensed by the Department and serving customers throughout Massachusetts. Constellation is currently offering a renewable energy product to customers.
2. This proceeding concerns the petition of NSTAR Electric for approval of a new renewable energy product offering for residential, small commercial, and small industrial customers.
3. Constellation will be substantially and specifically affected by this proceeding. The product proposed by NSTAR Electric would compete directly with products offered by Constellation and other competitive suppliers. The proposed product would affect the development of the competitive electric market in general, and the market for green products in particular, and would affect the ability of Constellation and other suppliers to compete in those markets.

4. Constellation's participation will not impair the orderly conduct of this proceeding. Indeed, given Constellation's experience as a competitive supplier in other states across the country, its participation will assist the Department in its review of the issues raised herein.

5. Constellation seeks to participate in this proceeding, and, where appropriate, to submit oral and written comments, to submit briefs, and to receive copies of all filings.

WHEREFORE, Constellation respectfully requests that the Department grant its Petition to for Leave to Participate.

Respectfully submitted,
CONSTELLATION NEWENERGY, INC.

By: _____
Carrie Cullen Hitt
Director, National Regulatory and
Government Affairs
Constellation NewEnergy, Inc.
800 Boylston Street, 28th Floor
Boston, MA 02199
(617) 772-7535
carrie.cullenhitt@constellation.com

Date: December 10, 2003